

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 10, 2007

DIVISION ONE

B196815 Northrop Grumman Corporation et al. (Not for Publication)
 v.
 Bob Parrett Construction, Inc. et al.

The judgments are affirmed. The parties are to pay their own costs of appeal.

Vogel (Miriam A.), Acting P.J.

We concur: Rothschild, J.
 Jackson, J. (Assigned)

DIVISION THREE

B195402 Robert Nielsen et al (Not for Publication)
 v.
 Paul A. Beck et al

The judgment is reversed. Costs on appeal are awarded to the Nielsens.

Aldrich, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION FIVE

B197656 People (Not for Publication)

V.

Richard Bradford

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.

Mosk, J.

B197040 People (Not for Publication)

V.

D.J.D.

The judgment is affirmed.

Turner, P.J.

We concur: Mosk, J.

Kriegler, J.

B198521 Los Angeles County, D.C.S. (Not for Publication)

V.

Tammy N.

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.

Mosk, J.

DIVISION FIVE (continued)

B192792 People (Not for Publication)

V.

Oswald Jones

The judgment is modified to reverse the stay of the Penal Code Section 667, subdivision (a) five-year enhancement and to strike the Penal Code section 667.5, subdivision (b) prior prison term enhancement. The count 3 eight month sentence for petty theft with a prior conviction is reversed. The five year Penal Code section 667, subdivision (a) five-year enhancement is to be imposed. Upon issuance of the remittitur, the trial court is to proceed as to count 3 as discussed in the body of this opinion and to personally insure a corrected abstract of judgment is prepared and served on the Department of Corrections and Rehabilitation. In all other respects, the judgment is affirmed.

Turner, P.J.

I concur: Kriegler, J.

I concur and dissent: Mosk, J. (Opinion)

B193050 People (Not for Publication)

V.

Robert Beckham

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.

Kriegler, J.

DIVISION FIVE (continued)

[illegible]

The judgment is modified by reducing the \$400 restitution fine to \$210. The parole revocation restitution fine is reduced to \$210 and shall be suspended unless defendant's parole is revoked. The case is remanded to the trial court for a determination of the period defendant was in actual custody during the period from and including May 6, 2005 to and including August 11, 2005 and a recalculation of defendant's presentence credits for that period. The trial court shall then enter an amended abstract of judgment reflecting defendant's reduced fines and recalculated presentence credits. The judgment is otherwise affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B200304 Los Angeles County, D.C.S. (Not for Publication)
v.
Marcelo L.

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B190196 Takako Hawkins
v.
Merrill Lynch, Pierce, Fenner & Smith, Inc. et al

Filed order denying petition for rehearing.

December 10, 2007 (Continued)

DIVISION FIVE (continued)

B197266 Martin Schultz
v.
Fulton Associates

Filed order denying petition for rehearing.

DIVISION SIX

B195886 Webb (Not for Publication)
v.
San Luis Obispo Community College District, et al.

The judgment is affirmed. Costs are awarded to respondents.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B195938 Richardson-Tunnell (Certified for Publication)
v.
School Insurance Program for Employees (SIPE)

The judgment is affirmed. Costs are awarded to respondents.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

December 10, 2007 (Continued)

DIVISION SIX (continued)

B199687 People v. Brown (Not for Publication)

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., and Eva McClintock and Sina Lui, Deputy Clerk.

B193605 Miller
v.
Kline

Merits:
Argued by Minon Miller appellant in pro per and by Everett Kline respondent in pro per. Cause submitted.

B193552 Marcus & Millichap et al.,
v.
Woodman Investment et al.,

Merits:
Argued by Mark Borenstein for appellants and by Eric Schreiber for respondents. Cause submitted.

DIVISION SEVEN (continued)

B193935 Landon et al.,
 v.
 State Farm

Merits:
Argued by Robert Roe for appellants and by Clarke Holland for respondent.
Cause submitted.

B193394 Subcrete Construction
 v.
 Mehrabian et al.,

Merits:
Argued by Robert Racine for appellants and by Richard Marcus for
respondent. Cause submitted.

B193709 Gdowski
 v.
 City of Palos Verdes Estates

Merits:
Argued by Stanely Lamport for appellant and by June Ailin for respondent.
Cause submitted.

B191411 People
 v.
 Garcia

Merits:
Argued by Michael Garey for appellant and by Russell Lehman, Deputy
Attorney General for respondent. Cause submitted.

DIVISION SEVEN (continued)

B198100 Genlyte Group LLC
 v.
 Workers Compensation Appeals Board
 Zavala, Respondent

Merits:
Argued by Jeffrey Tahir for petitioner and by Michael Hurley for respondent. Cause submitted.

B197186 Zenith Insurance Co.,
 v.
 Workers Compensation Appeals Board
 Cugini, Respondent

Merits:
Argued by Michael Marks for petitioner and by Paul Cowan for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Wiley, J. (Assigned) and Eva McClintock and Sina Lui, Deputy Clerk.

B191783 Nikogosian
 v.
 Oberman, et al.

Merits:
Argued by Theodore Roberts for appellants and by Alexander Gilanians for respondent. Cause submitted.

Wiley, J. (Assigned) left the bench at 1:40 p.m.

DIVISION SEVEN (continued)

B196032 Tsang
 v.
 Lien

Merits:

Argued by David DiBiase for appellant and by Richard Cleary for respondent. Cause submitted.

B195081 Minkoff
 v.
 Koppelman

Merits:

Argued by Douglas Schreiber for appellant and by Rebecca Edelson for respondent. Cause submitted.

B195864 Banuelos
 v.
 Banuelos

Merits:

Argued by Evelyn Abasi for appellant and by John Balent for respondent. Cause submitted.

B193713 Schachter
 v.
 Citigroup, Inc.

Merits:

Argued by Barbara Brudno for appellant and by Raoul Kennedy for respondent. Cause submitted.

Court adjourned.

DIVISION SEVEN (continued)

B198359 In re Tyler C.
Los Angeles County, D.C.S. (Not for Publication)
v.
John C.

The juvenile court's orders are affirmed.

Woods, J.

We concur: Perluss, P.J.
 Zelon, J.

DIVISION EIGHT

B198163 People v. Medina (Not for Publication)
B202061 In re Medina on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied.

Flier, J.

We concur: Cooper, P.J.
 Egerton, J. (Assigned)

B198298 Los Angeles County, D.C.S. (Not for Publication)
v.
Keith W.
In re E.B., a Person Coming Under the Juvenile Court Law.

The orders denying appellant's section 388 petition and terminating his
parental rights are affirmed.

Rubin, J.

We concur: Cooper, P.J.
 Egerton, J. (Assigned)

December 10, 2007 (Continued)

DIVISION EIGHT (continued)

B196956 People
 v.
 Johnson

Filed order vacating submission order of 11/27/07.